

Reasons for Allowance

Claims 1-5 and 7 of the instant application are allowed.

The following is an examiner's statement of reasons for allowance:

The instant invention has overcome the prior art in that the instant anti-ageing cosmetic formulation requires the claimed ingredients: 0.001 to 0.1 % by weight of rosemary in the form of a ground dry mixture from stems and leaves and 0.1 % to 1 % by weight of an extract from fig leaves and fruits. However, the prior art Murad, H. teaches an extract of rosemary from fruits for dermatological use, and the prior art Simon et al. teach the use of hair of *figus carica* leaves and stems as exfoliant for improving the constitution of the skin tint, smoothing the skin surfaces, removing wrinkle, blemishes. Therefore, the teaching of the prior art does not meet the required ingredients: rosemary in the form of a ground dry mixture from stems and leaves, and an extract from fig leaves.

Therefore, it would not have been obvious for a person of ordinary skilled in the art to combine the teaching of the prior art to arrive at the instant invention because the prior art in combination do not suggest or teach the required ingredients: a ground dry mixture of rosemary from stems and leaves, and an extract from fig leaves in such a specific manner.

Therefore, the invention as a whole would not have been *prima facie* obvious to one of ordinary skill in the art at the time the invention was made.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Contact Information

Any inquiry concerning this communication from the Examiner should direct to Helen Mei-Ping Chui whose telephone number is 571-272-9078. The examiner can normally be reached on Monday-Thursday (7:30 am – 5:00 pm). If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor Johann Richter can be reached on 571-272-0646. The fax phone number for the organization where the application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either PRIVATE PAIR or PUBLIC PAIR. Status information for unpublished applications is available through PRIVATE PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the PRIVATE PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/H. C./

Examiner, Art Unit 1616

/Johann R. Richter/

Supervisory Patent Examiner, Art Unit 1616